

**MINUTES OF THE CITY-COUNTY COUNCIL  
AND  
SPECIAL SERVICE DISTRICT COUNCILS  
OF  
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS  
MONDAY, JANUARY 29, 2007**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:08 p.m. on Monday, January 29, 2007, with President Gray presiding.

Councillor Sanders led the opening prayer and invited all present to join her in the Pledge of Allegiance to the Flag.

**ROLL CALL**

President Gray instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

*29 PRESENT: Abdullah, Bateman, Borst, Boyd, Brown, Cain, Cockrum, Conley, Day, Franklin, Gibson, Gray, Keller, Langsford, Mahern, Mansfield, McWhirter, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Pryor, Randolph, Salisbury, Sanders, Schneider, Speedy, Vaughn*

A quorum of twenty-nine members being present, the President called the meeting to order.

**INTRODUCTION OF GUESTS AND VISITORS**

Councillor Cain recognized Warren Township board member and City-County Council candidate Mike McClellan. Councillor Mansfield introduced Ellen Marr, Indy Feral. Councillor Schneider recognized Lawrence Township City-County Council candidate Michael Jazinski. Councillor Pfisterer recognized student Anita Molls and community activists Tom and Sarah Glass. Councillor Bateman recognized former Councillor Steve Talley. Councillor Sanders welcomed new Council member Ryan Vaughn and introduced Pam Hickman, running in Council District 4. Councillor McWhirter recognized former County Clerk Sarah Taylor. Councillor Mahern thanked the Council for their thoughts and prayers for his father during his surgery today. He said that he came through the surgery well and is in recovery.

## **OFFICIAL COMMUNICATIONS**

Councillor Boyd reported that the Rules and Public Policy Committee recommended reappointment of Senior Staff members Angela Gonzalez and Andrea Scott, Assistant Clerks; Aaron Haith, General Counsel; and Bart Brown, Chief Financial Officer, by a 6-0 vote during their meeting on January 9, 2007. He moved, seconded by Councillor Oliver, for reappointment. Senior Staff members were reappointed by a unanimous voice vote.

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, January 29, 2007, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,  
s/Monroe Gray  
President, City-County Council

January 12, 2007

TO PRESIDENT GRAY AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* and in the *Indianapolis Star* on Wednesday, January 17, 2006, a copy of a Notice of Public Hearing on Proposal Nos. 1-5, 2007, said hearing to be held on Monday, January 29, 2007, at 7:00 p.m. in the City-County Building.

Respectfully,  
s/Jean Ann Milharcic  
Clerk of the City-County Council

January 17, 2007

TO PRESIDENT GRAY AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have approved with my signature and delivered this day to the Clerk of the City-County Council, Jean Ann Milharcic, the following ordinances:

GENERAL RESOLUTION NO. 1, 2007 – approves certain public purpose grants totaling \$551,734 from the Drug Free Community Fund

SPECIAL RESOLUTION NO. 1, 2007 – recognizes the public service of Councillor Greg Bowes

SPECIAL RESOLUTION NO. 2, 2007 – recognizes the public service of Councillor James Bradford

SPECIAL RESOLUTION NO. 3, 2007 – recognizes the Metropolitan Law Enforcement Steering Committee, employees and citizens

SPECIAL RESOLUTION NO. 4, 2007 – recognizes Wanda Martin for many years of service in Marion County

SPECIAL RESOLUTION NO. 5, 2007 – recognizes Martha (Marty) A. Womacks for 25 years of experience as an Indiana public servant and elected official

*January 29, 2007*

SPECIAL RESOLUTION NO. 6, 2007 – recognizes Joan Romeril for her many years of dedicated service in Marion County

SPECIAL RESOLUTION NO. 7, 2007 – recognizes Doris Anne Sadler for many years as a dedicated public servant of Marion County

SPECIAL RESOLUTION NO. 8, 2007 – recognizes Kevin Riley

Respectfully,  
s/Bart Peterson, Mayor

### **ADOPTION OF THE AGENDA**

The President proposed the adoption of the agenda as distributed.

PROPOSAL NO. 621, 2006. The proposal, sponsored by Councillors Sanders, Keller, Mahern, Conley and Gray, approves an appropriation of \$330,620 in the 2007 Budget of the Department of Metropolitan Development (Consolidated County, Transportation General and Federal Grants Funds) to fund start up and operational costs associated with the Regional Transportation Authority, which is a joint effort to coordinate regional transportation planning, funded by a federal transportation planning grant, motor vehicle highway funds, and contributions from the local government members of the nine-county Metropolitan Planning Organization.

Councillor Nytes made the following motion:

Mr. President:

Due to an amendment in the Metropolitan Development Committee hearing on January 22, 2007, which increased the amount appropriated from the Transportation General Fund, Proposal No. 621, 2006 will need to be re-advertised for public hearing on February 12, 2007. Although the total amount of dollars appropriated did not change, the amount from the unappropriated and unencumbered Transportation General Fund shows an increase, and will therefore need to be re-advertised at the increased amount. I therefore move to postpone Proposal No. 621, 2006 until February 12, 2007 so that the clerk is able to cause notice of such public hearing be published as required by law.

Councillor Gibson seconded the motion, and Proposal No. 621, 2006 was postponed by a unanimous voice vote.

Without further objection, the agenda was adopted as amended.

### **APPROVAL OF THE JOURNAL**

The President called for additions or corrections to the Journal of January 8, 2007. There being no additions or corrections, the minutes were approved as distributed.

### **PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

President Gray passed the gavel to Vice President Sanders.

PROPOSAL NO. 75, 2007. The proposal, sponsored by All Councillors, congratulates the Indianapolis Colts on their AFC Championship win and wishes them success in SuperBowl XLI. Councillor Gray read the proposal and presented Bill Brooks, former receiver for the Colts and member of the staff, with a copy of the document and a Council pin. Mr. Brooks thanked the Council for the recognition on behalf of the Colts organization and stated that the team thanks all

the fans in Indianapolis for their support. Councillor Gray moved, seconded by Councillor Gibson, for adoption. Proposal No. 75, 2007 was adopted by a unanimous voice vote.

Proposal No. 75, 2007 was retitled SPECIAL RESOLUTION NO. 9, 2007, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 9, 2007

A SPECIAL RESOLUTION congratulating the Indianapolis Colts on their AFC Championship win and wishing them success in Super Bowl XLI.

WHEREAS, the Indianapolis Colts defeated the New England Patriots by 38 to 34 on Sunday, January 21, 2007, in the AFC Championship Game, with the largest comeback in the 37-year history of AFC and NFC Championship Games; and

WHEREAS, the Indianapolis Colts (15-4) will compete against the Chicago Bears (15-3) in Super Bowl XLI on Sunday, February 4, 2007, at Dolphin Stadium in Miami, Florida, as the first team in NFL history to reach the Super Bowl after losing four of its last seven games; and

WHEREAS, the Colts team was moved from Baltimore to Indianapolis in 1984 by its former owner, Robert Irsay. Since this time, the Colts hold a home record of 101-83 and will compete in the Super Bowl for the first time in their 23-year history in Indianapolis; and

WHEREAS, the Indianapolis Colts, in 2005, won its first 13 games by a margin of seven or more points, setting the NFL club seasonal record of most consecutive wins by at least seven points; and

WHEREAS, under current owner, Jim Irsay, the Colts are the only team to earn seven playoff appearances in the last eight seasons and to own the best regular-season record of 89-39 since the start of the 1999 season; and

WHEREAS, since 2002, the Colts are the only team to post five playoff appearances, five 10+ victory seasons, and rank among the NFL's winningest teams in four consecutive seasons with a 50-14 record; and

WHEREAS, the Indianapolis Colts won its fourth consecutive division title in 2006, which set a club record and made the Colts the only NFL team to win 12+ games and one of 15 teams since 1970 to win four or more consecutive division titles; and

WHEREAS, under head coach, Tony Dungy, who joined the Colts in 2002, the Colts have owned or shared the division lead in 78 of 85 weeks of AFC South's existence. Coach Dungy has also led the Colts to a 32-8 home record and a 28-12 road record, and will be the first African-American head coach in the Super Bowl (along with the Chicago Bears head coach, Lovie Smith); and

WHEREAS, Indianapolis is the only NFL team to keep its starting quarterback, Peyton Manning, offensive coordinator, Tom Moore, and offensive line coach, Howard Mudd, intact for the past nine seasons; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council salutes the hard work, dedication, and numerous accomplishments achieved by the Colts players, coaches, and support staff in their 23-year history in Indianapolis.

SECTION 2. The Council heartily congratulates the Indianapolis Colts on a victory well earned and wishes them triumph over the Chicago Bears in Super Bowl XLI.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 76, 2007. The proposal, sponsored by Councillors Borst, Abdullallah, Bateman, Boyd, Brown, Cockrum, Conley, Day, Franklin, Gibson, Gray, Keller, Langsford, Mahern,

Mansfield, McWhirter, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Pryor, Salisbury, Sanders and Vaughn, supports the Indiana Association of Cities and Towns Hometown Matters. Councillor Borst read the proposal and moved, seconded by Councillor Boyd, for adoption. Proposal No. 76, 2007 was adopted by a unanimous voice vote.

Proposal No. 76, 2007 was retitled SPECIAL RESOLUTION NO. 10, 2007, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 10, 2007

A SPECIAL RESOLUTION supporting the Indiana Association of Cities and Towns Hometown Matters.

WHEREAS, the Indiana Association of Cities and Towns, over the last 18 months, has developed a bipartisan comprehensive local government funding plan called Hometown Matters; and

WHEREAS, the primary purpose of Hometown Matters is to increase the efficiency and responsiveness of local government by providing more flexibility in fiscal matters, with primary emphasis on the reduction of property taxes.

WHEREAS, Indiana's cities and towns, including the city of Indianapolis, have been under increasing pressures to meet the challenges of making cities work and are now at a critical crossroads concerning the tradeoff between reduction in services and finding alternative funding options; and

WHEREAS, city governments account for only 10% of the property tax bill, but cities acknowledge the responsibility to be efficient and keep property taxes low; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council supports property tax reforms.

SECTION 2. The Indianapolis City-County Council supports the Indiana Association of Cities and Towns' concept of Hometown Matters to give local governments financial controls to fund city government as long as property tax cuts are included.

SECTION 3. Upon passage by the Council and signing by the Mayor, this resolution is to be distributed to the Governor of the State of Indiana and members of the Indianapolis-Marion County delegation to the Indiana General Assembly.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 77, 2007. The proposal, sponsored by Councillors Borst and Brown, recognizes David L. Woo for his 26 years of service to Marion County. Councillor Borst read the proposal and presented Mr. Woo with a copy of the document and a Council pin. Mr. Woo thanked the Council for the recognition. Councillor Borst moved, seconded by Councillor Brown, for adoption. Proposal No. 77, 2007 was adopted by a unanimous voice vote.

Proposal No. 77, 2007 was retitled SPECIAL RESOLUTION NO. 11, 2007, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 11, 2007

A SPECIAL RESOLUTION recognizing David L. Woo for his 26 years of service to Marion County.

WHEREAS, David L. Woo has worked for the Marion County Election Board for the last 26 years under four different Marion County Clerks; and

WHEREAS, David has been instrumental in conducting federal, state, and local elections in Marion County as the Administrator of the Marion County Election Board Service Center; and

WHEREAS, David has provided non-partisan leadership through the years as voting laws and voting machines have changed; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council thanks David L. Woo for almost three decades of service to the voters of Marion County.

SECTION 2. The Council wishes David a bright future in whatever path his life takes.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 78, 2007. The proposal, sponsored by Councillors Mansfield, Moriarty Adams and Keller, recognizes IndyFeral and their impact on reducing the stray and feral cat intake at Indianapolis Animal Care and Control (IACC) and recognizing IACC Officer Katie Sweeny for providing education, solutions and mediation to the community in regard to un-owned, free-roaming cats. Councillor Mansfield read the proposal and presented representatives with copies of the document and Council pins. Leslie Fatum, administrator for IACC, and Ellen Marr, Indy Feral, thanked the Council for the recognition and commended Officer Sweeny for her efforts. Councillor Mansfield moved, seconded by Councillor Moriarty Adams, for adoption. Proposal No. 78, 2007 was adopted by a unanimous voice vote.

Proposal No. 78, 2007 was retitled SPECIAL RESOLUTION NO. 12, 2007, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 12, 2007

A SPECIAL RESOLUTION recognizing IndyFeral and their impact on reducing the stray and feral cat intake at Indianapolis Animal Care and Control (IACC) and recognizing IACC Officer, Katie Sweeny, for providing education, solutions and mediation to the community in regard to un-owned, free-roaming cats.

WHEREAS, IndyFeral was started in July of 2002 as a means of changing the way stray and feral (wild) cats have been traditionally viewed and dealt with in the community. IndyFeral is dedicated to shifting the paradigm from trapping and killing cats as a way of controlling the overpopulation crisis to that of the non-lethal method of Trap-Neuter-Return (TNR); and

WHEREAS, IndyFeral empowers citizens by providing low-cost spay/neuter, vaccinations and resources for shelter, feeding and on-going care of the stray and feral cats. TNR is a proactive solution based on prevention and education, and consists of stray and feral cats being humanely trapped, evaluated, vaccinated, and sterilized by the veterinarian and then returned to their familiar habitat; and

WHEREAS, the community welcomes a humane solution to the overpopulation crisis without having to rely on trapping and killing. The community support of TNR has been overwhelming. This community support has allowed IndyFeral to sterilize 9,644 un-owned, free-roaming cats and vaccinate them against rabies and distemper as of December 31<sup>st</sup>, 2006; and

WHEREAS, the TNR ordinance makes it legal for the city's designated agency, in conjunction with Indianapolis Animal Care & Control, to carry out the TNR program; and

WHEREAS, Officer Katie Sweeny works with IndyFeral and the community by providing education, solutions and mediation regarding un-owned, free-roaming cats; and

*January 29, 2007*

WHEREAS, IndyFeral's TNR and colony management techniques stop the breeding of cats and impose guidelines for care of un-owned, free-roaming cats. These techniques diminish the number of un-owned, free-roaming cats and nuisance complaints; and

WHEREAS, in 2005, there was a 6% decrease in the IACC un-owned, free-roaming cat intake. In 2006 there was an additional 35% decrease. As IndyFeral receives no public sector funding, this was accomplished without additional expense to IACC or the city. This decrease represents a total savings of \$223,650 to taxpayers; now, therefore

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council proudly recognizes IndyFeral for its commitment to providing services and resources in central Indiana to control the stray and feral cat problem through humane means and to stop the uncontrolled population growth and improve the lives of free-roaming cats.

SECTION 2. The Council acknowledges the accomplishments of the TNR Ordinance and its savings to the city if Indianapolis.

SECTION 3. The Council proudly recognizes Officer Katie Sweeny for her dedication and her time and efforts to provide education, solutions and mediation regarding TNR.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 38, 2007. The proposal, sponsored by Councillors Pfisterer and Cain, recognizes Lieutenant Marshall Depew on his nomination for the Michael K. Connor Public Service Award. Councillor Pfisterer stated that Lt. Depew cannot be here this evening and she moved, seconded by Councillor Cockrum, to postpone Proposal No. 38, 2007 until February 12, 2007. Proposal No. 38, 2007 was postponed by a unanimous voice vote.

PROPOSAL NO. 93, 2007. The proposal, sponsored by Councillors Pfisterer, Cain and Gibson, recognizing Officer Timothy "Jake" Laird on being a 2006 recipient of the Weed and Seed Sloan Award of Valor. Councillor Pfisterer read the proposal and presented a copy of the document and Council pins to family members present. Councillor Pfisterer moved, seconded by Councillor Cain, for adoption. Proposal No. 93, 2007 was adopted by a unanimous voice vote.

Proposal No. 93, 2007 was retitled SPECIAL RESOLUTION NO. 13 2007, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 13, 2007

A SPECIAL RESOLUTION recognizing Officer Timothy "Jake" Laird on being a 2006 recipient of the Weed and Seed Sloan Award of Valor.

WHEREAS, The Weed and Seed Sloan Award of Valor honors local law enforcement officers and community leaders whose legacies in Weed and Seed sites have affected designated neighborhoods across the country; and

WHEREAS, the Sloan Award of Valor is given in honor of Officer Nicholas Sloan, who was killed in the line of duty on January 30, 2004, as he tried to protect his community. Officer Sloan always performed extraordinary work in the community, especially with the local Weed and Seed site; and

WHEREAS, Officer Laird was a patrol officer with the Indianapolis Police Department's (IPD) South District, and he was well-respected and well-liked by his coworkers and the community residents; and

WHEREAS, Officer Laird was killed in the line of duty on August 18, 2004, while responding to numerous 911 calls about gunfire on the south side of Indianapolis. This incident led to the Indiana State Senate passage of the Timothy "Jake" Laird Bill (House Bill 1776), which allows law enforcement

officers to seize a firearm possessed by an individual whom the officer reasonably believes to be dangerous; and

WHEREAS, after his death, Officer Laird's badge and car number were retired, and the chief of police awarded him IPD's Medal of Honor and Purple Heart; and

WHEREAS, in 2006, Officer Laird was one of the recipients of the Sloan Award of Valor, which is presented every two years at the Community Capacity Development Office's (CCDO) Law Enforcement Conference; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council proudly recognizes Officer Timothy "Jake" Laird and his commitment to making his community a safer place to live.

SECTION 2. The Council heartily honors the legacy of Officer Laird and acknowledges the receipt of this prestigious award.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Sanders reported that the Administration and Finance Committee heard Proposal Nos. 6, 7, 10, 12, 13, 14, and 16, 2007 on January 16, 2007. She asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 6, 2007. The proposal, sponsored by Councillors Gray, Conley and Sanders, reappoints Leeland Thomas to the County Property Tax Assessment Board of Appeals. PROPOSAL NO. 7, 2007. The proposal, sponsored by Councillors Gray, Conley and Sanders, reappoints Steve Ajamie to the County Property Tax Assessment Board of Appeals. PROPOSAL NO. 10, 2007. The proposal, sponsored by Councillors Gray, Conley and Sanders, appoints Marion County Clerk Beth White to the Information Technology Board. PROPOSAL NO. 12, 2007. The proposal, sponsored by Councillors Gray, Conley and Sanders, reappoints Fred Scott to the Equal Opportunity Advisory Board. PROPOSAL NO. 13, 2007. The proposal, sponsored by Councillors Gray, Conley and Sanders, reappoints Landrum Shields to the Equal Opportunity Advisory Board. PROPOSAL NO. 14, 2007. The proposal, sponsored by Councillors Gray, Conley and Sanders, reappoints Councillor Jackie Nytes to the City-County Internal Audit Committee. PROPOSAL NO. 16, 2007. The proposal, sponsored by Councillors Gray, Conley and Sanders, George Farley, a person not employed by the City or County who is involved with financial matters, to the City-County Internal Audit Committee. By 6-0 votes, the Committee reported Proposal Nos. 6, 7, 10, 12, 13 and 14, 2007 to the Council with the recommendation that they do pass and Proposal No. 16, 2007 to the Council with the recommendation that it be stricken. Councillor Sanders moved, seconded by Councillor Nytes, for adoption of Proposal Nos. 6, 7, 10, 12, 13 and 14, 2007 and that Proposal No. 16, 2007 be stricken. Proposal No. 16, 2007 was stricken and Proposal Nos. 6, 7, 10, 12, 13 and 14, 2007 were adopted on the following roll call vote; viz:

29 YEAS: *Abduallah, Bateman, Borst, Boyd, Brown, Cain, Cockrum, Conley, Day, Franklin, Gibson, Gray, Keller, Langsford, Mahern, Mansfield, McWhirter, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Pryor, Randolph, Salisbury, Sanders, Schneider, Speedy*  
0 NAYS:



*January 29, 2007*

Proposal No. 6, 2007 was retitled COUNCIL RESOLUTION NO. 3, 2007, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 3, 2007

A COUNCIL RESOLUTION reappointing Leeland Thomas to the County Property Tax Assessment Board of Appeals.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the County Property Tax Board of Appeals, the Council reappoints:

Leeland Thomas

SECTION 2. The appointment made by this resolution, pursuant to I.C. 6-1.1-28-1, is for a term ending December 31, 2007 or until a successor is appointed and qualifies.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 7, 2007 was retitled COUNCIL RESOLUTION NO. 4, 2007, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 4, 2007

A COUNCIL RESOLUTION reappointing Steve Ajamie to the County Property Tax Assessment Board of Appeals.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the County Property Tax Board of Appeals, the Council reappoints:

Steve Ajamie

SECTION 2. The appointment made by this resolution, pursuant to I.C. 6-1.1-28-1, is for a term ending December 31, 2007 or until a successor is appointed and qualifies.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 10, 2007 was retitled COUNCIL RESOLUTION NO. 5, 2007, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 5, 2007

A COUNCIL RESOLUTION appointing Marion County Clerk Beth White to the Information Technology Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Information Technology Board, the Council appoints:

Marion County Clerk Elizabeth "Beth" White

SECTION 2. The appointment made by this resolution, pursuant to Sec. 281-211 of the Revised Code of the City and County, is for a term ending December 31, 2007 and until a successor is appointed and qualified.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 12, 2007 was retitled COUNCIL RESOLUTION NO. 6, 2007, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 6, 2007

A COUNCIL RESOLUTION reappointing Fred Scott to the Equal Opportunity Advisory Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Equal Opportunity Advisory Board, the Council reappoints:

Fred Scott

SECTION 2. The appointment made by this resolution, pursuant to Sec. 581-302 of the Revised Code of the City and County, is for a term ending December 31, 2009 and / or until a successor is appointed and qualifies.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 13, 2007 was retitled COUNCIL RESOLUTION NO. 7, 2007, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 7, 2007

A COUNCIL RESOLUTION reappointing Landrum Shields to the Equal Opportunity Advisory Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Equal Opportunity Advisory Board, the Council reappoints:

Landrum Shields

SECTION 2. The appointment made by this resolution, pursuant to Sec. 581-302 of the Revised Code of the City and County, is for a term ending December 31, 2009 and / or until a successor is appointed and qualifies.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 14, 2007 was retitled COUNCIL RESOLUTION NO. 8, 2007, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 8, 2007

A COUNCIL RESOLUTION reappointing Councillor Jackie Nytes to the City-County Internal Audit Committee.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the City-County Internal Audit Committee, the Council reappoints:

Councillor Jackie Nytes

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2007.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 18, 2007. The proposal, sponsored by Councillors Gray, Conley and Sanders, reappoints Carl Drummer to the Ft. Benjamin Harrison Reuse Authority. PROPOSAL NO. 32,

2007. The proposal, sponsored by Councillors Gray, Conley and Sanders, reappoints Maryann Seyfried to the Metropolitan Board of Zoning Appeals, Board I.

Councillor Cockrum stated that attendance records have not been provided on Proposal Nos. 18 and 32, 2007, and he moved, seconded by Councillor Schneider, to postpone these proposals until February 12, 2007. Proposal No. 18, 2007 was postponed by a unanimous voice vote and Proposal No. 32, 2007 was postponed on the following roll call vote; viz:

*19 YEAS: Borst, Brown, Cain, Cockrum, Day, Franklin, Gibson, Keller, Langsford, Mahern, McWhirter, Moriarty Adams, Pfisterer, Plowman, Randolph, Salisbury, Schneider, Speedy, Vaughn*

*10 NAYS: Abdullallah, Bateman, Boyd, Conley, Gray, Mansfield, Nytes, Oliver, Pryor, Sanders*

PROPOSAL NO. 19, 2007. Councillor Gibson reported that the Municipal Corporations Committee heard Proposal No. 19, 2007 on January 17, 2007. The proposal, sponsored by Councillors Gray, Gibson, Conley and Sanders, reappoints Robert Pfeifer to the Marion County Health and Hospital Corporation Board of Trustees. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gibson moved, seconded by Councillor Conley, for adoption. Proposal No. 19, 2007 was adopted by a unanimous voice vote.

Proposal No. 19, 2007 was retitled COUNCIL RESOLUTION NO. 9, 2007, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 9, 2007

A COUNCIL RESOLUTION re-appointing Robert Pfeifer to the Marion County Health & Hospital Corporation Board of Trustees

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Marion County Health & Hospital Corporation Board of Trustees, the Council re-appoints:

Robert Pfeifer

SECTION 2. The appointment made by this resolution is at the pleasure of the Council for a term ending December 31, 2009, or until a successor is appointed and qualified.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Moriarty Adams reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 20 and 22-25, 2007 on January 10, 2007. She asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 20, 2007. The proposal, sponsored by Councillors Moriarty Adams, Gray, Conley and Sanders, reappoints David Cook to the Marion County Community Corrections Advisory Board. PROPOSAL NO. 22, 2007. The proposal, sponsored by Councillors Gray, Conley and Sanders, reappoints Robert A. Brown to the Board of Public Safety. PROPOSAL NO. 23, 2007. The proposal, sponsored by Councillors Gray, Conley and Sanders, reappoints Kim Robinson to the Board of Public Safety. PROPOSAL NO. 24, 2007. The proposal, sponsored by Councillors Gray, Conley and Sanders, reappoints Tom Alvarez to the Animal Care and Control Board. PROPOSAL NO. 25, 2007. The proposal, sponsored by Councillors Gray, Conley and Sanders, reappoints Brian Carney to the Animal Care and Control Board, as the

Health and Hospital representative on the Board. By 5-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

Councillor Brown asked if all these appointments live in Marion County. Councillor Moriarty Adams stated that if Councillor Brown is asking specifically about Mr. Cook, he does live in Marion County, but she is not sure about the others. Councillor Borst stated that the rules do not allow the Council to appoint someone living outside of Marion County and said that background checks should show that.

Councillor Moriarty Adams moved, seconded by Councillor Oliver, for adoption. Proposal Nos. 20 and 22-25, 2007 were adopted on the following roll call vote; viz:

*29 YEAS: Abdullah, Bateman, Borst, Boyd, Brown, Cain, Cockrum, Conley, Day, Franklin, Gibson, Gray, Keller, Langsford, Mahern, Mansfield, McWhirter, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Pryor, Randolph, Salisbury, Sanders, Schneider, Speedy*  
*0 NAYS:*

Proposal No. 20, 2007 was retitled COUNCIL RESOLUTION NO. 10, 2007, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 10, 2007

A COUNCIL RESOLUTION re-appointing David Cook to the Marion County Community Corrections Advisory Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Marion County Community Corrections Advisory Board, the Council re-appoints:

David Cook

SECTION 2. The appointment made by this resolution is for a term ending on December 31, 2010. The person appointed by this resolution shall serve at the pleasure of the Council or until a successor is appointed and qualified.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 22, 2007 was retitled COUNCIL RESOLUTION NO. 11, 2007, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 11, 2007

A COUNCIL RESOLUTION, reappointing Robert A. Brown to the Board of Public Safety.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Board of Public Safety, the Council reappoints:

Robert A. Brown

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2007, pursuant to Sec. 251-231 of the Revised Code of the City and County.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

*January 29, 2007*

Proposal No. 23, 2007 was retitled COUNCIL RESOLUTION NO. 12, 2007, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 12, 2007

A COUNCIL RESOLUTION, reappointing Kim Robinson to the Board of Public Safety.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Board of Public Safety, the Council reappoints:

Kim Robinson

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2007, pursuant to Sec. 251-231 of the Revised Code of the City and County.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 24, 2007 was retitled COUNCIL RESOLUTION NO. 13, 2007, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 13, 2007

A COUNCIL RESOLUTION re-appointing Tom Alvarez to the Animal Care And Control Board

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Animal Care And Control Board, the Council re-appoints:

Tom Alvarez

SECTION 2. The appointment made by this resolution is for a term ending on December 31, 2007 pursuant to Sec. 251-332 of the Revised Code of the Consolidated City and County. The person appointed by this resolution shall serve at the pleasure of the Council or until a successor is appointed and qualified.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 25, 2007 was retitled COUNCIL RESOLUTION NO. 14, 2007, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 14, 2007

A COUNCIL RESOLUTION re-appointing Brian Carney to the Animal Care And Control Board to the Animal Care And Control Board

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Animal Care And Control Board, the Council re-appoints:

Brian Carney

SECTION 2. The appointment made by this resolution is for a term ending on December 31, 2007 pursuant to Sec. 251-332 of the Revised Code of the Consolidated City and County. The person appointed by this resolution shall serve at the pleasure of the Council or until a successor is appointed and qualified.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 27, 2007. Councillor Conley reported that the Public Works Committee heard Proposal No. 27, 2007 on January 18, 2007. The proposal, sponsored by Councillors Conley, Gray and Sanders, reappoints Sue Schalk to the Board of Public Works. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Conley moved, seconded by Councillor Gibson, for adoption. Proposal No. 27, 2007 was adopted by a unanimous voice vote.

Proposal No. 27, 2007 was retitled COUNCIL RESOLUTION NO. 15, 2007, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 15, 2007

A COUNCIL RESOLUTION reappointing Sue Schalk to the Board Of Public Works.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Board Of Public Works, the Council reappoints:

Sue Schalk

SECTION 2. The appointment made by this resolution is for a term ending on December 31, 2007 pursuant to Sec. 261-402 of the Revised Code of the City and County. The person appointed by this resolution shall serve at the pleasure of the Council or until a successor is appointed and qualifies.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Boyd reported that the Rules and Public Policy Committee heard Proposal Nos. 28-30, 34 and 35, 2007 on January 9, 2007. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 28, 2007. The proposal, sponsored by Councillors Gray, Conley and Sanders, reappoints Kent Burrow to the Cable Franchise Board. PROPOSAL NO. 29, 2007. The proposal, sponsored by Councillors Gray, Conley and Sanders, appoints Roosevelt Stanford to the Common Construction Wage Committee for Warren Township. PROPOSAL NO. 30, 2007. The proposal, sponsored by Councillors Gray, Conley and Sanders, appoints Daniel Garcia to the Common Construction Wage Committee for Franklin Township. PROPOSAL NO. 34, 2007. The proposal, sponsored by Councillors Gray, Conley and Sanders, reappoints Brian Murphy to the Metropolitan Development Commission. PROPOSAL NO. 35, 2007. The proposal, sponsored by Councillors Gray, Conley and Sanders, reappoints Robert Kennedy to the Metropolitan Development Commission. By 7-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Boyd moved, seconded by Councillor Moriarty Adams, for adoption. Proposal Nos. 28-30, 34 and 35, 2007 were adopted on the following roll call vote; viz:

29 YEAS: *Abduallah, Bateman, Borst, Boyd, Brown, Cain, Cockrum, Conley, Day, Franklin, Gibson, Gray, Keller, Langsford, Mahern, Mansfield, McWhirter, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Pryor, Randolph, Salisbury, Sanders, Schneider, Speedy*  
0 NAYS:

Proposal No. 28, 2007 was retitled COUNCIL RESOLUTION NO. 16, 2007, and reads as follows:

*January 29, 2007*

CITY-COUNTY COUNCIL RESOLUTION NO. 16, 2007

A COUNCIL RESOLUTION reappointing Kent Burrow to the Cable Franchise Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Cable Franchise Board, the Council reappoints:

Kent Burrow

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2008. The person appointed by this resolution shall serve at the pleasure of the council or until a successor is appointed and qualifies.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 29, 2007 was retitled COUNCIL RESOLUTION NO. 17, 2007, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 17, 2007

A COUNCIL RESOLUTION appointing Roosevelt Stanford to the Common Construction Wage Committee for Warren Township.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Common Construction Wage Committee for Warren Township, the Council appoints:

Roosevelt Stanford

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2007 or until the appointee's successor is appointed and qualified.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 30, 2007 was retitled COUNCIL RESOLUTION NO. 18, 2007, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 18, 2007

A COUNCIL RESOLUTION appointing Daniel Garcia to the Common Construction Wage Committee for Franklin Township.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Common Construction Wage Committee for Franklin Township, the Council appoints:

Daniel Garcia

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2007 or until the appointee's successor is appointed and qualified.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 34, 2007 was retitled COUNCIL RESOLUTION NO. 19, 2007, and reads as follows:

CITY- COUNTY COUNCIL RESOLUTION NO. 19, 2007

A COUNCIL RESOLUTION re-appointing Brian Murphy to the Metropolitan Development Commission.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Development Commission, the Council re-appoints:

Brian Murphy

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2007. The person appointed by this resolution shall serve at the pleasure of the council or until a successor is appointed and qualified.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 35, 2007 was retitled COUNCIL RESOLUTION NO. 20, 2007, and reads as follows:

CITY- COUNTY COUNCIL RESOLUTION NO. 20, 2007

A COUNCIL RESOLUTION re-appointing Robert Kennedy to the Metropolitan Development Commission.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Development Commission, the Council re-appoints:

Robert Kennedy

SECTION 2. The appointment made by this resolution is for a term ending December 31, 2007. The person appointed by this resolution shall serve at the pleasure of the council or until a successor is appointed and qualified.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

**INTRODUCTION OF PROPOSALS**

PROPOSAL NO. 52, 2007. Introduced by Councillor Nytes. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Bruce Melchert to the City Market Corporation Board"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 53, 2007. Introduced by Councillor Nytes. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Lynn Molzan to the City Market Corporation Board"; and the President referred it to the Economic Development Committee.



PROPOSAL NO. 54, 2007. Introduced by Councillor Nytes. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Susan Powers to the City Market Corporation Board"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 55, 2007. Introduced by Councillor Nytes. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Robert Whitt to the City Market Corporation Board"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 56, 2007. Introduced by Councillors Franklin, Gray and Conley. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints David Girton to the Lawrence Economic Development Commission"; and the President referred it to the Economic Development Committee.

PROPOSAL NO. 57, 2007. Introduced by Councillors Gray, Brown and Conley. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Gregory H. Coleman to the Indianapolis Marion County Building Authority Board of Trustees"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 58, 2007. Introduced by Councillors Borst, Salisbury, McWhirter and Pfisterer. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Robert Lutz to the Equal Opportunity Advisory Board"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 59, 2007. Introduced by Councillor Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which determines the need to lease approximately 50,000 square feet of space at 151 North Delaware for use by the Marion County Public Defender Agency"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 60, 2007. Introduced by Councillor Gray. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Joanna Taft to the Metropolitan Board of Zoning Appeals, Board II"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 61, 2007. Introduced by Councillor Gray. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Bruce Curry to the Metropolitan Board of Zoning Appeals, Board II"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 62, 2007. Introduced by Councillors Gray and Conley. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints K. Diane Guthrie to the Metropolitan Board of Zoning Appeals, Board III"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 63, 2007. Introduced by Councillor Gray. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Frank Hagaman to the Metropolitan Board of Zoning Appeals, Board III"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 64, 2007. Introduced by Councillors Conley, Brown and Gray. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Tom Brown, as a large business representative, to the Wellfield Education Corporation Board"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 65, 2007. Introduced by Councillors Gray, Brown, Oliver and Conley. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Rick Cockrum to the Board of Parks and Recreation"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 66, 2007. Introduced by Councillors Brown and Oliver. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an appropriation of \$28,238 in the 2007 Budget of the Department of Parks and Recreation (Parks General Fund) to support after school activities at Charity Dye School 27, financed by a grant from the United Way of Central Indiana"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 67, 2007. Introduced by Councillors Brown and Oliver. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an appropriation of \$48,682 in the 2007 Budget of the Department of Parks and Recreation (Parks General Fund) to fund salary, benefits and supplies for a School Community Development Manager for two schools in the Martindale-Brightwood Neighborhood: Hazel Hart Hendricks School 37 and James Russell Lowell School 51, financed by a grant from the Annie E. Casey Foundation"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 68, 2007. Introduced by Councillor Gray. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Katy Behan to the Indianapolis Metropolitan Citizens Police Complaint Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 69, 2007. Introduced by Councillor Gray. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Mary B. Ramey to the Marion County Public Defender Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 70, 2007. Introduced by Councillors Moriarty Adams, Brown and McWhirter. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$344,407 in the 2007 Budget of the Department of Public Safety, Fire Division (Non-Lapsing Federal Grants Fund) for 2007 Urban Search and Rescue (USAR) Task Force operations, financed by grants from the US Department of Homeland Security-Federal Emergency Management Agency"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 71, 2007. Introduced by Councillor Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$173,508 in the 2007 Budget of the Marion County Prosecutor (State and Federal Grants Fund) to fund salaries and fringes for staff in the Community Prosecution Division, funded through a six-month extension (to March 31, 2007) and addition to a prior grant of Byrne Memorial Funds by the Indiana Criminal Justice Institute"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 72, 2007. Introduced by Councillor Franklin. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which appropriates \$91,456 in the 2007 Budget of the Marion County Forensic Services Agency (State and Federal Grants Fund) to reduce the backlog of DNA casework in the Marion County Crime Lab, financed by a grant from the US Department of Justice in cooperation with the Indiana State Police"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 73, 2007. Introduced by Councillor Moriarty Adams. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an increase of \$19,219 in the 2007 Budget of the Department of Public Safety, Animal Care and Control Division (Consolidated County Fund) for fencing materials and related costs associated with the installation of an outside cattery on the animal shelter property and to provide free sterilization surgeries and vaccinations for cats in Indianapolis, financed by a grant from the American Society for the Prevention of Cruelty to Animals."; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 74, 2007. Introduced by Councillors Gray, Brown and Conley. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which reappoints Belle T. Choate to the Marion County Alcoholic Beverage Board"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 90, 2007. Introduced by Councillors Gray, Brown, Conley and Sanders. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which approves the Installment Tax Payment Plan for certain real estate taxes"; and the President referred it to the Administration and Finance Committee.

PROPOSAL NO. 91, 2007. Introduced by Councillors Pfisterer and Mahern. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends portions of the Code regarding zoning ordinances to clarify the definition of commercial vehicle; to authorize stop work orders against the violator as well as the property owner; to increase the penalties of repeat zoning violators; to adjust the setbacks in the Town of Meridian Hills, to allow one-ton passenger cars and trucks in certain instances to be parked in dwelling districts; to clarify the parking requirement and standards in the front yards of the dwelling districts; to establish the parking requirements for dwellings in commercial areas; to clarify the need of a special exception for certain uses; to specifically authorize temporary auto sales in the C-4 district; to establish a minimum separation between firework sales and protected districts; and to update state statute and department citations"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 92, 2007. Introduced by Councillors Gray, Brown, Oliver and Conley. The Clerk read the proposal entitled: "A Proposal for a Council Resolution which appoints Devonne L. Richburg-Pollard to the Board of Parks and Recreation"; and the President referred it to the Parks and Recreation Committee.

### **SPECIAL ORDERS - PRIORITY BUSINESS**

PROPOSAL NO. 51, 2007. Councillor Nytes reported that the Economic Development Committee heard Proposal No. 51, 2007 on January 24, 2007. The proposal, sponsored by Councillor Nytes, is a final resolution for Kite Realty Group in an amount not to exceed \$6,500,000 for the acquisition, construction, rehabilitation and renovation of the current Glendale Shopping Center, located near the southeast corner of Keystone Avenue and 62nd Street (District 3). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation

that it do pass. Councillor Nytes moved, seconded by Councillor Gibson, for adoption. Proposal No. 51, 2007 was adopted on the following roll call vote; viz:

*29 YEAS: Abdullallah, Bateman, Borst, Boyd, Brown, Cain, Cockrum, Conley, Day, Franklin, Gibson, Gray, Keller, Langsford, Mahern, Mansfield, McWhirter, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Pryor, Randolph, Salisbury, Sanders, Schneider, Speedy*  
*0 NAYS:*

Proposal No. 51, 2007 was retitled SPECIAL ORDINANCE NO. 1, 2007, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 1, 2007

A SPECIAL ORDINANCE authorizing the City of Indianapolis (the "City") to issue one or more series of its "Economic Development Revenue Bonds, Series 2007 (Glendale Shopping Center Project)" in an aggregate principal amount not to exceed \$6,500,000 and approving and authorizing other actions in respect thereto.

WHEREAS, The Indianapolis Local Public Improvement Bond Bank (the "Bond Bank") and Kite Realty Group (the "Applicant"), will enter into a Project Agreement (the "Project Agreement"), relating to the development of certain real property located near the southeast corner of Keystone Avenue and 62<sup>nd</sup> Street in the City, consisting of the demolition of a current portion of the Glendale Shopping Center ("Glendale"), renovation to the remaining portion of Glendale, and construction of additional retail facilities (the "Project"); and

WHEREAS, as an inducement to the Applicant to undertake the development of the Project, the Bond Bank has agreed, pursuant to the Project Agreement, to cause to be provided certain funds from the sale of bonds issued by the City of Indianapolis Economic Development Commission (the "EDC") for use in the development of the Project; and

WHEREAS, the EDC has rendered its report regarding the proposed financing of a portion of certain economic development facilities for the Project to be undertaken by the Applicant, and

WHEREAS, the EDC has heretofore (i) conducted a public hearing in accordance with Indiana Code 36-7-12-24 and Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"); and (ii) adopted a resolution subsequent to such public hearing, which resolution has been transmitted hereto, finding that the financing of a portion of certain economic development facilities to be developed by the Applicant through the issuance of one or more series of City of Indianapolis, Indiana Economic Development Revenue Bonds, Series 2007 (Glendale Shopping Center Project) (the "City Bonds") complies with the purposes and provisions of Indiana Code 36-7-11.9 and Indiana Code 36-7-12 (collectively, the "Act") and that such financing will be of benefit to the health, prosperity, economic stability and general welfare of the City of Indianapolis, Indiana (the "City"), and its citizens; and

WHEREAS, the EDC has heretofore approved and recommended the adoption of this form of ordinance by this City-County Council (the "Council"), has considered the issue of adverse competitive effect and has approved the forms of and has transmitted for approval by the Council, the Financing Agreement, the Trust Indenture, the Qualified Entity Purchase Agreement and the form of the City Bonds (collectively hereinafter referred to as the "Financing Documents"); and

WHEREAS, it is expected that the Department of Metropolitan Development (the "DMD"), acting for and on behalf of the Metropolitan Development Commission of Marion County, Indiana, in its capacity as the Redevelopment Commission of the City of Indianapolis, Indiana (the "MDC") will agree to pledge certain property taxes on incremental increases in assessed value of certain real and personal property (the "TIF Revenues") located within the Glendale Economic Development Area and Allocation Area (the "Redevelopment Area") to the repayment of the City Bonds (or to fund a portion of the Debt Service Reserve Fund for the City Bonds); and

WHEREAS, no member of this City-County Council has any pecuniary interest in any employment, financing agreement or other contract made under the provisions of the Act and related to the Bonds authorized herein, which pecuniary interest has not been fully disclosed to the Council and no such member has voted on any such matter, all in accordance with the provisions of Indiana Code 36-7-12-16;

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the financing of a portion of the economic development facilities for the Project referred to in the Financing Documents previously approved by the EDC and presented to the Council, the issuance and sale of the City Bonds (one or more series of which may bear interest that is excludable from gross income for federal tax purposes), the use of the proceeds of the City Bonds by the Applicant for the financing of a portion of the costs of the Project, the payment of the City Bonds from the TIF Revenues and other sources pursuant to the Financing Agreements, and the securing of the City Bonds under the Trust Indenture complies with the purposes and provisions of the Act and will be of benefit to the health, prosperity, economic stability and general welfare of the City and its citizens.

SECTION 2. At the public hearing held before the EDC, the EDC considered whether the Project would have an adverse competitive effect on any similar facilities located in or near the City. This Council hereby confirms the findings set forth in the EDC's resolution, and concludes that the Project will be of benefit to the health, prosperity, economic stability and general welfare of the citizens of the City.

SECTION 3. The substantially final forms of the Financing Documents shall be incorporated herein by reference and shall be inserted in the minutes of the Council and kept on file by the Clerk of the Council or the City Controller. In accordance with the provisions of Indiana Code 36-1-5-4, two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 4. The City shall issue the City Bonds in one or more series in a total maximum principal amount not to exceed Six Million Five Hundred Thousand Dollars (\$6,500,000), and shall mature no later than thirty-five (35) years from the date of the first principal payment thereon. The City Bonds are to be issued for the purpose of procuring funds to pay the costs of a portion of the acquisition, construction, installation and equipping of the Project, as more particularly set out in the Financing Documents, incorporated herein by reference, which City Bonds will be payable as to principal, premium, if any, and interest from the TIF Revenues and other sources pursuant to the Financing Agreements or as otherwise provided in the above-described Trust Indenture. The City Bonds shall never constitute a general obligation of, an indebtedness of, or a charge against the general credit of the City nor are the City Bonds payable in any manner from revenues raised by taxation.

SECTION 5. The Controller of the City (the "Controller") is authorized and directed to sell the City Bonds to the Bond Bank at a negotiated sale. Subject to the parameters set forth in Section 4 of this Ordinance, the City Bonds shall be sold to the Bond Bank at the rates of interest and at the prices (plus accrued interest), if any, negotiated by the Controller and set forth in a purchase agreement between the City and the Bond Bank (the "QE Purchase Agreement"). The Controller is authorized to execute, on behalf of the City, the QE Purchase Agreement, with such changes thereto as the Controller may approve, his/her approval to be conclusively evidenced by his/her execution thereof. The Controller is further authorized to approve the use of any necessary information regarding the City for inclusion in any offering memorandum or other disclosure document used in connection with the offering and sale of the City Bonds (or of bonds by the Bond Bank, the proceeds of which will be used to purchase the City Bonds).

SECTION 6. The Mayor of the City (the "Mayor"), the Controller and the Clerk of the City are, and each of them is, authorized and directed to execute, attest and affix or imprint by any means the seal of the City to the Financing Documents approved herein on behalf of the City and any other document which may be necessary or desirable prior to, on or after the date hereof to consummate or facilitate the transaction, including the City Bonds authorized herein. The Mayor and the Controller are, and each of them is, hereby expressly authorized to approve any modifications or additions to the Financing Documents which take place after the date of this Ordinance without further approval of this Council or the EDC if such modifications or additions do not affect the terms set forth in this Ordinance and the Financing Documents pursuant to IC 36-7-12-27(a). The approval of said modifications or additions shall be conclusively evidenced by the execution and attestation thereof and the affixing of the seal thereto or the imprinting of the seal thereon. The signatures of the Mayor and the Clerk on the City Bonds may be either manual or facsimile signatures. The Clerk is authorized to arrange for delivery of such City Bonds to the Trustee named in the Trust Indenture, and payment for the City Bonds will be made to the Trustee named in the Trust Indenture and after such payment, the City Bonds will be delivered by the Trustee to the purchasers thereof. The City Bonds shall be originally dated the date of issuance and delivery thereof.

SECTION 7. The provisions of this Ordinance and the Financing Documents securing the City Bonds shall constitute a contract binding between the City and the holders of the City Bonds, and after the issuance of the City Bonds, this Ordinance shall not be repealed or amended in any respect which would adversely affect the rights of such holders so long as the City Bonds or the interest thereon remains unpaid.

SECTION 8. The Council does hereby acknowledge and approve (a) the issuance of bonds by the Bond Bank to fund the purchase of the City Bonds; and (b) the establishment and funding of a Debt Service Reserve Fund to support the Bond Bank Bonds that will be subject to the provisions of IC 5-1.4-5-1 and Special Ordinance No. 67, 1985, previously adopted by the Council on October 28, 1985.

SECTION 9. The Council does hereby acknowledge and approve (a) the execution and delivery of the Project Agreement by the Bond Bank; and (b) the pledge of the TIF Revenues to the payment of the City Bonds pursuant to the Trust Indenture. Pursuant to IC 5-1-14-4, the pledge of the TIF Revenues pursuant to the Trust Indenture is intended to be binding from the time the pledge is made, with such TIF Revenues so pledged and thereafter received by the City to be immediately subject to the lien of the pledge without any further act, and the lien of such pledge to be binding against all parties having claims of any kind, in tort, contract, or otherwise against the City, regardless of whether the parties have notice of any such lien.

SECTION 10. The Council hereby finds that (a) the Project and the related financing assistance for the Project provided in the Project Agreement are consistent with the redevelopment plan for the Redevelopment Area; (b) the Applicant would not develop the Project on the subject real estate, and the subject real estate could not be developed pursuant to the redevelopment plan, without the financing assistance provided in the Project Agreement; (c) the Project furthers the economic development and redevelopment of the Redevelopment Area; and (d) the Project will be of benefit to the health, prosperity, economic stability and general welfare of the City and its citizens.

SECTION 11. This Ordinance shall be effective upon its passage by the Council and approval by the Mayor of the City, in accordance with procedures as required by law.

PROPOSAL NOS. 79-89, 2007. Introduced by Councillor Mahern. Proposal Nos. 79-89, 2007 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on January 23, 2007. The President called for any motions for public hearings on any of those zoning maps changes. There being no motions for public hearings, the proposed ordinances, pursuant to IC 36-7-4-608, took effect as if adopted by the City-County Council, were retitled for identification as REZONING ORDINANCE NOS. 6-16, 2007, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANCE NO. 6, 2007.

2006-ZON-051

1001 WEST HANNA AVENUE (Approximate Address), INDIANAPOLIS

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 22

SHORELINE HOLDINGS, LLC, by David Gilman, requests rezoning of 10.02 acres, from the D-3 (FF) and I-3-S (FF) (FW) Districts, to the I-3-S (FF) (FW) classification to provide for medium industrial suburban uses.

REZONING ORDINANCE NO. 7, 2007.

2006-ZON-092

3650 SOUTH RURAL STREET (Approximate Address), INDIANAPOLIS

PERRY TOWNSHIP, COUNCILMANIC DISTRICT # 20

CARPENTERS UNION LOCAL 60 requests rezoning of 4.87 acres, from the D-5 District, to the C-1 classification to provide for office-buffer commercial uses.

REZONING ORDINANCE NO. 8, 2007.

2006-ZON-097

11077 EAST WASHINGTON STREET (Approximate Address), INDIANAPOLIS

WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 21

VALLABH D. AND LALITA V. PATEL, by Ray Good, requests rezoning of 2.2 acres, from the C-2 and D-5 Districts, to the C-3 classification to provide for neighborhood commercial uses.

REZONING ORDINANCE NO. 9, 2007.

2006-ZON-106

10035 SUMAC LANE (Approximate Address), CITY OF LAWRENCE

LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT #12

*January 29, 2007*

BRENT BRUNNEMER AND TAMARA STEELE requests rezoning of 0.331 acre, from the SU-1 District, to the D-2 classification to provide for residential uses.

REZONING ORDINANCE NO. 10, 2007.

2006-ZON-108

5001 NORTH SHADELAND AVENUE (Approximate Address), CITY OF LAWRENCE  
LAWRENCE TOWNSHIP, COUNCILMANIC DISTRICT # 11  
ASSOCIATED BUILDERS & CONTRACTORS OF INDIANA APPRENTICESHIP TRUST, by David Kingen requests rezoning of 3.963 acres, from the C-S District, to the C-1 classification to provide for office-buffer commercial uses.

REZONING ORDINANCE NO. 11, 2007.

2006-ZON-110

7500, 7518, 7522, 7530, AND 7534 EAST 30<sup>TH</sup> STREET (Approximate Addresses),  
INDIANAPOLIS  
WARREN TOWNSHIP, COUNCILMANIC DISTRICT # 17  
MACALLISTER MACHINERY CO. INC., by Philip A. Nicely, requests rezoning of 69.174 acres, from the I-2-S (FF) (FW) District, to the C-S (FF) (FW) classification to provide for all I-2-S uses and the sale, rental, service and repair of heavy construction equipment.

REZONING ORDINANCE NO. 12, 2007.

2006-ZON-114

2861 MADISON AVENUE (Approximate Address), INDIANAPOLIS  
CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 19  
JALOS RESTAURANT, INC., by Stephen R. Hall, requests rezoning of one acre, from the D-8 District, to the C-5 classification to provide for general commercial uses.

REZONING ORDINANCE NO. 13, 2007.

2006-ZON-120

2414 EAST 72<sup>ND</sup> STREET AND 7204 NORTH TACOMA AVENUE (Approximate Address)  
INDIANAPOLIS  
WASHINGTON TOWNSHIP, COUNCILMANIC DISTRICT # 4  
KAST DEVELOPMENT LLC, by Mary E. Solada, requests rezoning of 1.14 acres, from the D-5 (FF) District, to the C-1 (FF) classification to provide for office-buffer commercial uses.

REZONING ORDINANCE NO. 14, 2007.

2006-ZON-124

6215 SOUTH FRANKLIN ROAD AND 8934 SOUTH INDIAN CREEK ROAD (Approximate Address), INDIANAPOLIS  
FRANKLIN TOWNSHIP, COUNCILMANIC DISTRICT # 25  
FRANKLIN TOWNSHIP COMMUNITY SCHOOL CORPORATION requests rezoning of 9.09 acres, from the D-A District, to the SU-2 classification to provide for a school.

REZONING ORDINANCE NO. 15, 2007.

2006-ZON-858

2115, 2121, 2123 AND 2125 WEST HOWARD STREET (Approximate Address)  
INDIANAPOLIS  
WAYNE TOWNSHIP, COUNCILMANIC DISTRICT # 19  
WEST INDIANAPOLIS DEVELOPMENT CORPORATION requests rezoning of 0.434 acre, from the C-1 and C-3 Districts, to the D-5 classification to provide for residential uses.

REZONING ORDINANCE NO. 16, 2007.

2006-ZON-859

670 EAST 24<sup>TH</sup> STREET (Approximate Address), INDIANAPOLIS  
CENTER TOWNSHIP, COUNCILMANIC DISTRICT # 9  
THE DEPARTMENT OF METROPOLITAN DEVELOPMENT, by Jennifer Green requests rezoning of 0.08 acre, from the C-1 District, to the D-8 classification to provide for residential uses.

## SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 1, 2007. Councillor Mahern reported that the Metropolitan Development Committee heard Proposal No. 1, 2007 on January 22, 2007. The proposal, sponsored by Councillors Mahern and Keller, appropriates \$592,000 in the 2007 Budget of the Department of Metropolitan Development (Redevelopment General Fund) to fund infrastructure improvements along West 16th Street between Alonzo Watford Drive and Stadium Drive, financed by revenues collected in the area known as the Biocrossroads Certified Technology Park. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President Gray called for public testimony at 8:17 p.m. There being no one present to testify, Councillor Mahern moved, seconded by Councillor Gibson, for adoption. Proposal No. 1, 2007 was adopted on the following roll call vote; viz:

*28 YEAS: Abdullallah, Bateman, Borst, Boyd, Brown, Cain, Cockrum, Conley, Day, Franklin, Gibson, Gray, Keller, Langsford, Mahern, Mansfield, McWhirter, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Pryor, Salisbury, Sanders, Schneider, Speedy, Vaughn*

*0 NAYS:*

*1 NOT VOTING: Randolph*

Proposal No. 1, 2007 was retitled FISCAL ORDINANCE NO. 1, 2007, and reads as follows:

### CITY-COUNTY FISCAL ORDINANCE NO. 1, 2007

A FISCAL ORDINANCE amending the City-County Annual Budget for 2007 (City-County Fiscal Ordinance No. 89, 2006) appropriating Five Hundred Ninety-two Thousand Dollars (\$592,000) in the Redevelopment General fund for purposes of the Department of Metropolitan Development and reducing certain other accounts for that agency.

#### BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (i) of the City-County Annual Budget for 2006 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Metropolitan Development, to fund infrastructure improvements along West 16<sup>th</sup> Street between Alonzo Watford Drive to Stadium Drive, financed by revenues collected in the area known as the Biocrossroads certified technology park.

SECTION 2. The sum of Five Hundred Ninety-two Thousand Dollars (\$592,000) be, and the same is hereby transferred and appropriated for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF METROPOLITAN DEVELOPMENT</u>	<u>REDEVELOPMENT GENERAL FUND</u>
1. Personal Services	0
2. Supplies	0
3. Other Services and Charges	0
4. Capital Outlay	592,000
5. Internal Charges	<u>0</u>
TOTAL INCREASE	592,000

SECTION 4. The said increased appropriation is funded by the following reductions:

	<u>REDEVELOPMENT GENERAL FUND</u>
Unappropriated and Unencumbered Fund Balance	
Redevelopment General Fund	<u>592,000</u>
TOTAL REDUCTION	592,000



SECTION 5. In accordance with section 151-64 of the revised code of the Consolidated City and County, the following fund balance information is provided:

The 2005 ending fund balance for the Redevelopment General Fund (on a budgetary basis) was \$8.72 million. (Source: 2005 CAFR, page 94.)

After deducting the appropriation included in this and other pending proposals, the 2006 ending fund balance for the Redevelopment General Fund is estimated to be \$8.086 million. (The 2006 fund balances are not yet finalized.) The fund balance at 12/31/07 is estimated to be \$8.70 million.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 2, 2007. Councillor Mahern reported that the Metropolitan Development Committee heard Proposal No. 2, 2007 on January 22, 2007. The proposal, sponsored by Councillors Mahern, Sanders and Keller, appropriates \$2,753,500 in the 2007 Budget of the Department of Metropolitan Development (Non-Lapsing Federal Grants and Transportation General Funds) to fund the Household Survey, Land Use Study, Draft Environmental Impact Statement and Travel Demand Model, financed by federal grants and revenues contributed by partner municipalities that participate in the Metropolitan Planning Organization. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Schneider asked if all the money is going for studies. Councillor Mahern said that not all of the money is from one County and he believes some is going toward personnel. Councillor Schneider asked if he could get a breakdown of the additional revenue coming from surrounding counties. Mike Deering, manager of the Indianapolis Metropolitan Planning Organization (IMPO), said that all transit studies costs have been shared with by the Regional Transit Authority (RTA) and that approximately 50% of the funds come from Indianapolis, with surrounding counties contributing amounts based on population percentages. Councillor Schneider asked if this is the same for Proposal No. 3, 2007. Mr. Deering said that it is the same situation, but that 80% is paid with federal new starts money.

Councillor Sanders said that for clarification, she believes this money is all for studies and not for personnel. Councillor Schneider said that studies are needed, but there have been so many studies done on this issue, and there is enough analysis to move forward with some action. He said that it is a waste to continue to study an issue and mis-use more funds. Councillor Nytes said that the federal government has high standards about research that must be done before investing in a project of this magnitude and this issue merits the research.

President Gray stated that he agrees with Councillor Schneider that there have been numerous studies and research conducted and it is time to progress beyond analysis and aid citizens by putting these dollars into the projects.

President Gray called for public testimony at 8:25 p.m. There being no one present to testify, Councillor Mahern moved, seconded by Councillor Nytes, for adoption. Proposal No. 2, 2007 was adopted on the following roll call vote; viz:

27 YEAS: *Abduallah, Bateman, Boyd, Brown, Cain, Cockrum, Conley, Day, Franklin, Gibson, Gray, Keller, Langsford, Mahern, Mansfield, McWhirter, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Pryor, Salisbury, Sanders, Schneider, Speedy, Vaughn*  
0 NAYS:  
2 NOT VOTING: *Borst, Randolph*

Proposal No. 2, 2007 was retitled FISCAL ORDINANCE NO. 2, 2007, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 2, 2007

A FISCAL ORDINANCE amending the City-County Annual Budget for 2007 (City-County Fiscal Ordinance No. 86, 2006) appropriating Two Million, Seven-hundred Fifty-three Thousand, Five Hundred Dollars (\$2,753,500) in the Non-Lapsing Federal Grant Fund and Transportation General Fund for purposes of the Department of Metropolitan Development and reducing certain other accounts for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (i) of the City-County Annual Budget for 2007 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Metropolitan Development.

SECTION 2. The sum of Two Million, Seven-hundred Fifty-three Thousand, Five Hundred Dollars (\$2,753,500) be, and the same is hereby transferred and appropriated for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF METROPOLITAN DEVELOPMENT</u>	<u>NON-LAPSING FEDERAL GRANTS FUND</u>
1. Personal Services	0
2. Supplies	0
3. Other Services and Charges	2,050,000
4. Capital Outlay	0
5. Internal Charges	<u>0</u>
TOTAL INCREASE	2,050,000

<u>DEPARTMENT OF METROPOLITAN DEVELOPMENT</u>	<u>TRANSPORTATION GENERAL FUND</u>
1. Personal Services	0
2. Supplies	0
3. Other Services and Charges	703,500
4. Capital Outlay	0
5. Internal Charges	<u>0</u>
TOTAL INCREASE	703,500

SECTION 4. The said increased appropriation is funded by the following reductions:

	<u>NON-LAPSING FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
Non-Lapsing Federal Grants Fund	<u>2,050,000</u>
TOTAL REDUCTION	2,050,000

	<u>TRANSPORTATION GENERAL FUND</u>
Unappropriated and Unencumbered	
Transportation General Fund	<u>703,500</u>
TOTAL REDUCTION	703,500

SECTION 5. To meet a required federal match, DMD is requesting an appropriation of revenues that will be contributed by surrounding municipality partners in the amount of \$202,899, which will be put into the transportation general fund accounts and use of \$309,601 fund balance from transportation general. These funds will be used as a match for the federal grants requested from the Federal Transit Administration and Federal Highway Administration and to re-appropriate \$191,000 in matching funds for a previous grant that has reverted back to fund balance on 12/31/06 because the grant was not encumbered prior to the end of the year.

SECTION 6. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 3, 2007. Councillor Mahern reported that the Metropolitan Development Committee heard Proposal No. 3, 2007 on January 22, 2007. The proposal, sponsored by Councillors Mahern, Sanders, Keller and Gibson, appropriates \$1,119,260 in the 2007 Budget of the Department of Metropolitan Development (Federal Grants and Transportation General Funds) to allow for additional local transportation planning studies for the region and additional transportation studies for Marion County, financed by federal grants and revenues contributed by partner municipalities that participate in the Metropolitan Planning Organization. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

President Gray called for public testimony at 8:26 p.m. There being no one present to testify, Councillor Mahern moved, seconded by Councillor Gibson, for adoption. Proposal No. 3, 2007 was adopted on the following roll call vote; viz:

27 YEAS: *Abduallah, Bateman, Boyd, Brown, Cain, Cockrum, Conley, Day, Franklin, Gibson, Gray, Keller, Langsford, Mahern, Mansfield, McWhirter, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Pryor, Salisbury, Sanders, Schneider, Speedy, Vaughn*  
0 NAYS:  
2 NOT VOTING: *Borst, Randolph*

Proposal No. 3, 2007 was retitled FISCAL ORDINANCE NO. 3, 2007, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 3, 2007

A FISCAL ORDINANCE amending the City-County Annual Budget for 2007 (City-County Fiscal Ordinance No. 86, 2006) appropriating One Million, One-hundred Nineteen Thousand, Two Hundred Sixty Dollars (\$1,119,260) in the Federal Grant Fund and Transportation General Fund for purposes of the Department of Metropolitan Development, and reducing certain other accounts for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 (i) of the City-County Annual Budget for 2007 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Department of Metropolitan Development.

SECTION 2. One Million, One-hundred Nineteen Thousand, Two Hundred Sixty Dollars (\$1,119,260) be, and the same is hereby transferred and appropriated for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF METROPOLITAN DEVELOPMENT</u>	<u>FEDERAL GRANTS FUND</u>
1. Personal Services	208,520
2. Supplies	2,000
3. Other Services and Charges	680,090
4. Capital Outlay	4,800
5. Internal Charges	0
TOTAL INCREASE	895,410

  

<u>DEPARTMENT OF METROPOLITAN DEVELOPMENT</u>	<u>TRANSPORTATION GENERAL FUND</u>
1. Personal Services	52,130
2. Supplies	500
3. Other Services and Charges	170,020
4. Capital Outlay	1,200
5. Internal Charges	0
TOTAL INCREASE	223,850

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>FEDERAL GRANTS FUND</u>	
Unappropriated and Unencumbered	
Federal Grants Fund	<u>895,410</u>
TOTAL REDUCTION	895,410

  

<u>TRANSPORTATION GENERAL FUND</u>	
Unappropriated and Unencumbered	
Transportation General Fund	<u>223,850</u>
TOTAL REDUCTION	223,850

SECTION 5. DMD is requesting an appropriation for revenues that are contributed by surrounding municipality partners, Indianapolis-Marion County Area Geographic Information Service (IMAGIS) and Center for Interactive Learning and Collaboration (CILC). These funds will be used as a match for the federal grants requested from the Federal Highway Administration grant funds.

In order to carry out the transportation planning functions funded with this proposal, article 5.03 (j) of the 2007 budget ordinance (Fiscal Ordinance No. 89, 2006) is hereby amended, as follows:

Metropolitan Development	Full-Time FTE	173.00
Metropolitan Development	Part-Time FTE	1.45
Metropolitan Development	Union Position FTE	71.00
Metropolitan Development Total		245.45

SECTION 6. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Moriarty Adams reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 4 and 5, 2007 on January 10, 2007. She asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 4, 2007. The proposal, sponsored by Councillor Moriarty Adams, approves an appropriation of \$1,086,643 for the Marion County Community Corrections Agency (State and Federal Grants Fund) to utilize carryover funds and a grant amendment that the Indiana Department of Corrections has given Marion County Community Corrections for one-time costs associated with the Duvall Residential Work Release Center. PROPOSAL NO. 5, 2007. The proposal, sponsored by Councillors Moriarty Adams and Brown, appropriates \$422,016 in the 2007 Budget of the Department of Public Safety, Fire Division (Non-Lapsing Federal Grants Fund), to purchase thermal imaging cameras, mobile and portable radios, and washer-extractors used to clean firefighter gear, funded by federal grants from the US Department of Homeland Security. By 5-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

President Gray called for public testimony at 8:33 p.m. There being no one present to testify, Councillor Moriarty Adams moved, seconded by Councillor Oliver, for adoption. Proposal Nos. 4 and 5, 2007 were adopted on the following roll call vote; viz:

29 YEAS: *Abduallah, Bateman, Borst, Boyd, Brown, Cain, Cockrum, Conley, Day, Franklin, Gibson, Gray, Keller, Langsford, Mahern, Mansfield, McWhirter, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Pryor, Randolph, Salisbury, Sanders, Schneider, Speedy*  
0 NAYS:

Proposal No. 4, 2007 was retitled FISCAL ORDINANCE NO. 4, 2007, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 4, 2007

A FISCAL ORDINANCE amending the City-County Annual Budget for 2007 (City-County Fiscal Ordinance No. 89, 2006) appropriating One Million, Eighty-six Thousand, Six Hundred Forty-three Dollars (\$1,086,643) in the State and Federal Grants fund for purposes of the Marion County Community Corrections Agency and reducing certain other accounts for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.06 (c) of the City-County Annual Budget for 2007 be, and is hereby, amended by the increases and reductions hereinafter stated for purposes of the Marion County Community Corrections Agency.

SECTION 2. The sum of One Million, Eighty-six Thousand, Six Hundred Forty-three Dollars (\$1,086,643) be, and the same is hereby transferred and appropriated for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>COMMUNITY CORRECTIONS AGENCY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
1. Personal Services	0
2. Supplies	464,680
3. Other Services and Charges	471,963
4. Capital Outlay	150,000
5. Internal Charges	<u>0</u>
TOTAL INCREASE	1,086,643

SECTION 4. The said increased appropriation is funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	<u>1,086,643</u>
TOTAL REDUCTION	1,086,643

SECTION 5. No local match required.

SECTION 6. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 5, 2007 was retitled FISCAL ORDINANCE NO. 5, 2007, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 5, 2007

A FISCAL ORDINANCE amending the City-County Annual Budget for 2007 (City-County Fiscal Ordinance No. 86, 2006) appropriating an additional Four-hundred Twenty-two Thousand Sixteen Dollars (\$422,016) in the Non-Lapsing Federal Grants Fund for purposes of the Department of Public Safety, Fire Division, and reducing certain other accounts for that agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01(k-2) of the City-County Annual Budget for 2007 be, and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Public Safety, Fire

Division, to purchase thermal imaging cameras, mobile and portable radios, and washer-extractors used to clean firefighter gear, funded by federal grants from the US Department of Homeland Security.

SECTION 2. The sum of Four-hundred Twenty-two Thousand Sixteen Dollars (\$422,016) be, and the same is hereby, appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC SAFETY</u>	
<u>FIRE DIVISION</u>	<u>NON-LAPSING FEDERAL GRANTS FUND</u>
1. Personal Services	0
2. Supplies	0
3. Other Services and Charges	0
4. Capital Outlay	422,016
5. Internal Charges	<u>0</u>
TOTAL INCREASE	422,016

SECTION 4. The said additional appropriation is funded by the following reductions:

	<u>NON-LAPSING FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
Non-Lapsing Federal Grants Fund	<u>422,016</u>
TOTAL REDUCTION	422,016

SECTION 5. There are two grants included in this proposal, both under the Assistance to Firefighters program administered by the US Department of Homeland Security. One grant, for purchasing radios, requires a 30% local match, or \$162,172, to be funded by a MECA bond issue approved in 2006 to upgrade the city-county emergency communication system. The second grant, for purchasing thermal imaging cameras, and washer-extractors used to clean firefighting gear, has a 20% local match, or \$8,820, to be funded by existing 2007 Fire Department appropriations from the Fire General and Consolidated County funds.

SECTION 6. Except to the extent of matching funds, if any, approved in this ordinance, the council does not intend to use the revenues from any local tax regardless of source to supplement or extend the appropriation for the agencies or projects authorized by this ordinance. The supervisor of the agency or project, or both, and the controller are directed to notify in writing the city-county council immediately upon receipt of any information that the agency or project is, or may be, reduced or eliminated.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

### **SPECIAL ORDERS - FINAL ADOPTION**

PROPOSAL NO. 638, 2006. Councillor Mahern reported that the Metropolitan Development Committee heard Proposal No. 638, 2007 on January 22, 2007. The proposal, sponsored by Councillors Sanders, Keller, Mahern, Conley and Gray, establishes a Division of Regional Transportation Authority in the Department of Metropolitan Development. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Schneider asked if he can get a list of the board members of the RTA and who appointed each. Mr. Deering said that he can provide that list to Council members. Councillor Schneider said that he is opposed to the RTA and creating another area of government requiring more staff and additional budget and therefore cannot justify voting in favor of this proposal.

Councillor Nytes said that if some units of government, such as township positions, were eliminated, this would free up money for a more regional approach to this issue.

Councillor Sanders said that this is a separate temporary entity and is only under the Department of Metropolitan Development (DMD) for a year or two.

Councillor Speedy said that there is a difference between the RTA and what this proposal is enacting. He said that RTA can levy taxes and their members are not connected to voters. This proposal establishes a division of DMD and therefore is accountable to the Council and administration.

Councillor Schneider asked if the RTA portion of DMD will eventually go away. Maury Plambeck, director of DMD, stated that they only expect this division to be in place for two years at the most. Councillor Schneider asked if the \$94,000 will cover that two years or if there are additional matches. Mr. Deering said that the IMPO is providing the money for two years and will have to find additional funds if they need to keep the division going. Councillor Schneider said that the total budget is \$110,000 according to the minutes and he would like to know the total cost to the city and those appointed to this authority. Councillor Sanders said that the majority of the appointees to that board are elected officials from the regions that make up the authority.

Councillor Mahern moved, seconded by Councillor Gibson, for adoption. Proposal No. 638, 2006 was adopted on the following roll call vote; viz:

27 YEAS: *Abduallah, Bateman, Borst, Boyd, Brown, Cain, Cockrum, Conley, Day, Franklin, Gibson, Gray, Keller, Langsford, Mahern, Mansfield, McWhirter, Moriarty Adams, Nytes, Oliver, Pfisterer, Plowman, Pryor, Randolph, Salisbury, Sanders, Speedy*  
2 NAYS: *Schneider, Vaughn*

Proposal No. 638, 2006 was retitled GENERAL ORDINANCE NO. 1, 2007, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 1, 2007

PROPOSAL FOR A GENERAL ORDINANCE to establish a Division of Regional Transportation Authority in the Department of Metropolitan Development.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Section 231-301 of the "Revised Code of the Consolidated City and County," regarding the divisions of the Department of Metropolitan Development, hereby is amended by the addition of the language that is underscored, to read as follows:

**Sec. 231-301. Divisions established.**

The department of metropolitan development shall be composed of the following divisions:

- (1) Division of neighborhood services.
- (2) Division of planning.
- (3) Division of administrative services.
- (4) Division of community economic development.
- (5) Division of compliance.
- (6) Division of regional transportation authority.

SECTION 2. Chapter 231 of the "Revised Code of the Consolidated City and County", regarding the Department of Metropolitan Development, hereby is amended by the addition of a new Section 231-307 establishing the Division of Regional Transportation Authority, to read as follows:

**Sec. 231-306. Division of regional transportation authority.**

(a) The division of regional transportation authority (DRTA) is responsible for staff activities of the Central Indiana Regional Transportation Authority (CIRTA), whose responsibilities and powers are defined by state law as “acquiring, improving, operating, maintaining, financing, and generally supporting a public transportation system” (I.C. 36-9-3-2). The DRTA will provide administrative support for the CIRTA, oversee the development and implementation of a five-year management plan, provide information as requested by the CIRTA Board, carry out goals and objectives defined by the CIRTA Board, communicate with and advocate to the public on the purposes and goals of regional transit, and assume a leadership role in the study and potential implementation of regional transit.

(b) This division shall have other powers and duties granted by statute or ordinance.

SECTION 3. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 4. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 5. This ordinance shall be in effect from and after its passage by the Council and compliance with Ind. Code § 36-3-4-14.

PROPOSAL NO. 644, 2006. Councillor Boyd reported that the Rules and Public Policy Committee heard Proposal No. 644, 2006 on January 9, 2007. The proposal, sponsored by Councillor Boyd, amends Chapter 192, Article 1, Compensation of Elected Officials at Sec. 192-102(a), Compensation of councillors, to be effective January 1, 2008. By a 4-1 vote, the Committee reported the proposal to the Council with no recommendation.

Councillor Boyd stated that at this time he would like to remove his name as sponsor to the proposal and therefore, without a proper sponsor, the item would no longer be before the Council for consideration.

Councillor Borst asked for a ruling from General Counsel Aaron Haith. Mr. Haith stated that Sec. 151-53 of the Code requires a sponsor for each item of action, and page 283 of Roberts’ Rules of Order indicates that if a sponsor is withdrawn, the item is no longer properly before the body. Councillor Borst said that he wished the item had been withdrawn earlier to spare the Council all this wasted time of discussion.

Councillor Schneider asked for clarification if the item has been advertised for action. Mr. Haith said that the Code is not specific regarding non-fiscal matters, and there is no longer anything before the body if a sponsor is withdrawn.

**NEW BUSINESS**

Councillor Abdullah thanked the Council for their kind remarks on the recent passing of his mother.

**ANNOUNCEMENTS AND ADJOURNMENT**

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.



Councillor Borst stated that he had been asked to offer the following motion for adjournment by:

- (1) Councillor Day, Speedy, Borst and Cockrum in memory of Jim Adams; and
- (2) Councillor Mansfield and Sanders in memory of Virtue Hampton Whitted; and
- (3) Councillor Randolph in memory of Robert Gentry; and
- (4) Councillor Sanders in memory of Edward McAvoy and Rachel McGeever; and
- (5) Councillor Gray in memory of Nelson Rowe, Michael "Crumb" Williams, and Clyde Wood; and
- (6) Councillor Pfisterer, Plowman and Cain in memory of David Cupello, Frank Spallina, David Simpson, Leo Gentry, Arthur Schlangen, Samuel Redmond, Donald Taylor, Donald Ulrey, Chalmer Byrne, James Mullin, William Ashley, Daniel Newman, Alan Rackemann, Marcia Koch and Charles Abernathy.

Councillor Borst moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of Jim Adams, Virtue Hampton Whitted, Robert Gentry, Edward McAvoy, Rachel McGeever, Nelson Rowe, Michael "Crumb" Williams, Clyde Wood, David Cupello, Frank Spallina, David Simpson, Leo Gentry, Arthur Schlangen, Samuel Redmond, Donald Taylor, Donald Ulrey, Chalmer Byrne, James Mullin, William Ashley, Daniel Newman, Alan Rackemann, Marcia Koch and Charles Abernathy. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 8:52 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 29th day of January, 2007.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

President

ATTEST:

Clerk of the Council

(SEAL)

